

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEW HAMPSHIRE

United States of America

v.

Case No. 06-cr-42-01-SM

Thomas Lavery

O R D E R

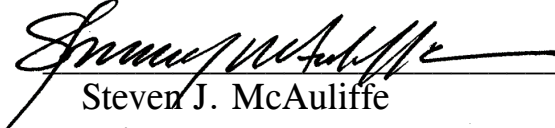
Defendant Lavery's motion to continue the final pretrial conference and trial is granted (document 19). Trial has been rescheduled for the January 2007 trial period. Defendant Lavery shall file a waiver of speedy trial rights not later than November 3, 2006. On the filing of such waiver, his continuance shall be effective.

The Court finds that the ends of justice served by granting a continuance outweigh the best interest of the public and the defendant in a speedy trial, 18 U.S.C. § 3161(h)(8)(B)(iv), in that failure to grant a continuance would unreasonably deny defendant the reasonable time necessary for effective preparation taking into account the exercise of due diligence under the circumstances.

Final Pretrial Conference/Change of Plea: December 20, 2006 at
1:30 p.m.

Jury Selection: January 9, 2007 at 9:30 a.m.

SO ORDERED.



Steven J. McAuliffe
Chief Judge

October 27, 2006

cc: Lawrence A. Vogelmann, Esq.
Mark Irish, AUSA
US Probation
US Marshal